

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KENNETH M. KRYSS and CHRISTOPHER
STRIDE, as Joint Official Liquidators of Sphinx,
Ltd.,

Plaintiffs,

-vs.-

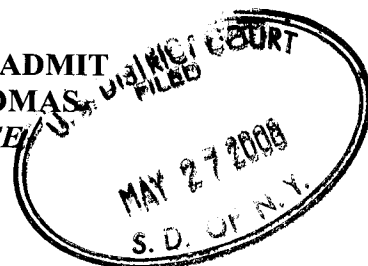
CHRISTOPHER SUGRUE, et al.,

Defendants.

No. 08-Civ. 3065 (GEL)

No. 08-Civ. 3086 (GEL)

**MOTION TO ADMIT
ALAN C. THOMAS
PRO HAC VICE**



PURSUANT TO LOCAL RULE 1.3(c) of the Local Rules of the United States District Court for the Southern and Eastern District of New York, I, Aaron E. Albert, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of

ALAN C. THOMAS
Fischer Porter Thomas & Reinfeld, P.C.
180 Sylvan Avenue, Second Floor
Englewood Cliffs, NJ 07632-2700
Tel: (201) 569-5959
Fax: (201) 871-4544

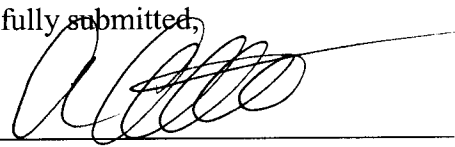
Alan C. Thomas is a member in good standing of the bar of the State of New Jersey and is admitted to practice in the United States District Court for the District of New Jersey. Mr. Thomas is also admitted to practice before the United States Courts of Appeals for the Third and Fourth Circuits.

MAY 28 2008

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There are no pending disciplinary proceedings against Alan C. Thomas in any State or Federal court.

Respectfully submitted,



By: _____

Aaron E. Albert (AA 8078)

FISCHER PORTER THOMAS & REINFELD, P.C.

180 Sylvan Avenue, Second Floor

Englewood Cliffs, NJ 07632-2700

Tel: (201) 569-5959

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Dated: May 23, 2008
Englewood Cliffs, New Jersey

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

KENNETH M. KRYS and CHRISTOPHER
STRIDE, as Joint Official Liquidators of Sphinx,
Ltd.,

Plaintiffs,

-VS.-

CHRISTOPHER SUGRUE, et al.,

Defendants.

No. 08-Civ. 3065 (GEL)

No. 08-Civ. 3086 (GEL)

**AFFIDAVIT OF AARON E.
ALBERT IN SUPPORT OF
MOTION TO ADMIT
ALAN C. THOMAS
PRO HAC VICE**

State of New Jersey)
) SS:
County of Bergen)

AARON E. ALBERT, being duly sworn, hereby deposes and says:

1. I am an associate attorney of the law firm of Fischer Porter Thomas & Reinfeld, P.C., attorneys for Defendants Beckenham Trading Company, Inc. and Andrew Krieger in the above-captioned matter. As such, I am familiar with the proceedings in this matter. I make this statement based on my personal knowledge of the facts set forth herein and in support of said defendants' motion to admit Alan C. Thomas as counsel *pro hac vice* to represent said defendants in this matter.

2. I am a member in good standing of the bars of the States of New York and New Jersey, and was admitted to practice law in New York on January 24, 2006 and in New Jersey on March 8, 2006. I am also admitted to the bar of the United States District Courts for the Southern District of New York, and am in good standing with this Court.

3. I have known Alan C. Thomas since January 2006.

4. Mr. Thomas is a partner of Fischer Porter Thomas & Reinfeld, P.C.

5. I know Mr. Thomas to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Mr. Thomas is a member in good standing of the bar of the State of New Jersey. A certificate of good standing is attached hereto as **Exhibit A**.

7. Accordingly, I am pleased to move this Court for the admission of Alan C. Thomas, *pro hac vice*.

8. I respectfully submit a proposed order granting the admission of Alan C. Thomas, *pro hac vice*, which is enclosed herewith.

WHEREFORE, it is respectfully requested that the motion to admit Alan C. Thomas, *pro hac vice*, to represent Defendants Beckenham Trading Company, Inc. and Andrew Krieger in the above-captioned matter be granted.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: May 23, 2008
Englewood Cliffs, New Jersey

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Albert', written over a horizontal line.

Aaron E. Albert (AA 8078)
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CERTIFICATE OF SERVICE

I, Aaron E. Albert, an attorney, hereby certify that on May 23, 2008, I caused the foregoing Motion for Admission Pro Hac Vice of Alan C. Thomas by Defendants Beckenham Trading Co., Inc. and Andrew Krieger to be served by regular mail:

GRIPPO & ELDEN LLC

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**REFCO ALTERNATIVE INVESTMENTS
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- and -

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- and -

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Securities (USA) LLC f/k/a Credit Suisse First
Boston LLC; Banc of America Securities
LLC; and Deutsche Bank Securities Inc.*

LOCKE, LORD, BISSELL & LIDDELL,
LLP

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Attorneys for Defendant Christopher Pettit

Clerk of the Court
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

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|---|--|
| Christopher Sugrue 150 Central Park South, Apt. 2010 New York, NY 10019 | Mark Kavanagh Ballyorney House Waterfall Road Enniskerry County Wicklow, Ireland |
| Brian Owens 2 Beresford Green Griffith Avenue Dublin 9, Ireland | HUGHES HUBBARD & REED LLP David W. Wiltenburg One Battery Park Plaza New York, NY 10004 <i>Counsel to Defendant PricewaterhouseCoopers Cayman Islands</i> |
| REFCO ALTERNATIVE INVESTMENTS LLC REFCO ASSOCIATES, INC. c/o Refco, Inc. Attn: David Golphus 1 Liberty Plaza Suite 2379 New York, NY 10036 | QUINN EMANUEL URQHART OLIVER & HEDGES, LLP Sascha N. Rand 51 Madison Avenue, 22 nd Floor New York, NY 10010-1601 <i>Attorneys for Plaintiff Marc S. Kirschner, as Trustee of the Refco Private Actions Trust</i> |
| CLAYMAN & ROSENBERG Charles E. Clayman 305 Madison Avenue, Suite 1301 New York, NY 10165 <i>Counsel to Defendant Paul Koury</i> | ZUCKERMAN SPAEDER LLP Laura Neish, Esq. 1540 Broadway, Suite 1604 New York, NY 10036 <i>Counsel to Defendant Tone Grant</i> |
| KATTEN MUCHIN ROSENMAN LLP Helen B. Kim, Esq. 2029 Century Park East Suite 2600 Los Angeles, California 90067-3012 <i>Counsel to Defendant Dennis Klejna</i> | Thomas Hackl 150 Central Park South New York, NY 10019 |

| | |
|---|---|
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| <p>WILLIAMS MONTGOMERY & JOHN LTD.</p> <p>Peter C. John Eric Richard Lifvendhal 20 North Wacker Drive Suite 2100 Chicago, Illinois 60606</p> <p><i>Counsel to Defendants Ingram Micro, Inc. and CIM Ventures, Inc.</i></p> | <p>EMF Core Fund Ltd. c/o Maples & Calder P.O. Box 309, Ugland House South Church Street, George Town Grand Cayman KY1-1104 Cayman Islands</p> |
| <p>MAYER BROWN LLP</p> <p>Edward S. Best, Esq. 71 S. Wacker Drive Chicago, Illinois 60606</p> | <p>DLA PIPER</p> <p>Ronald M. Lepinkas 203 North LaSalle Street, Suite 1900 Chicago, Illinois 60601-1293</p> <p><i>Counsel to Defendant Christopher Petitt</i></p> |
| <p>GIBSON, DUNN & CRUTCHER LLP</p> <p>Mitchell A. Karlan 200 Park Avenue New York, NY 10166-0193</p> <p><i>Counsel to Defendant Gibson, Dunn & Crutcher LLP</i></p> | <p>LOCKE, LORD, BISSELL & LIDDELL, LLP</p> <p>Thomas Justin Cunningham Ronald M. Lepinkas Sally Weiss Mimms Phillip Russell Perdew</p> <p>111 South Wacker Drive Chicago, IL 60606</p> <p><i>Attorneys for Defendant Christopher Petitt</i></p> |

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Costa Mesa, CA 92626

Attorneys for Defendant CIM Ventures, Inc.

Dated: May 23, 2008

Aaron E. Albert

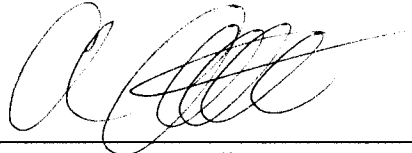
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Costa Mesa, CA 92626
Attorneys for Defendant CIM Ventures, Inc.

Dated: May 23, 2008

A handwritten signature in black ink, appearing to read 'A. Albert', written over a horizontal line.

Aaron E. Albert

Supreme Court of New Jersey

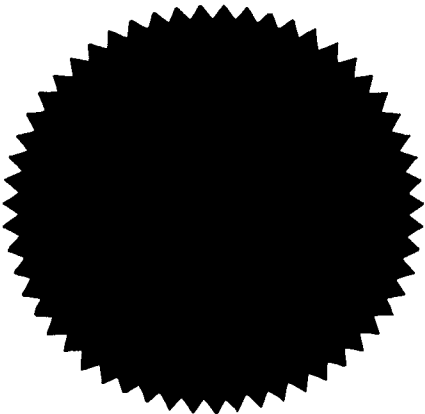


Certificate of Good Standing

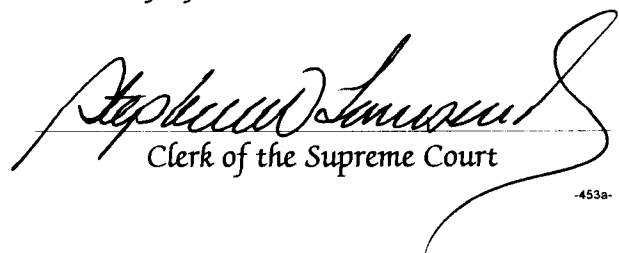
This is to certify that **ALAN C THOMAS**
(No. **038441987**) was constituted and appointed an Attorney at Law of New
Jersey on **December 18, 1987** and, as such,
has been admitted to practice before the Supreme Court and all other courts of this State
as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in
Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing"
if the Court's records reflect that the attorney: 1) is current with all assessments
imposed as a part of the filing of the annual Attorney Registration Statement, including,
but not limited to, all obligations to the New Jersey Lawyers' Fund for Client
Protection; 2) is not suspended or disbarred from the practice of law; 3) has not
resigned from the Bar of this State; and 4) has not been transferred to Disability
Inactive status pursuant to Rule 1:20-12.

*Please note that this Certificate does not constitute confirmation of an attorney's
satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to
practice law in this State.*



In testimony whereof, I have
hereunto set my hand and
affixed the Seal of the
Supreme Court, at Trenton, this
23RD day of April , 20 08


Clerk of the Supreme Court

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

KENNETH M. KRYS and CHRISTOPHER
STRIDE, as Joint Official Liquidators of Sphinx,
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Plaintiffs,

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Defendants.

No. 08-Civ. 3065 (GEL)

No. 08-Civ. 3086 (GEL)

**ORDER FOR ADMISSION
PRO HAC VICE OF
ALAN C. THOMAS
ON WRITTEN MOTION**

Upon the motion of Aaron E. Albert, attorney for Defendants Beckenham Trading Company, Inc. and Andrew Krieger, and the affidavit of Aaron E. Albert submitted in support, pursuant to Local Civil Rule 1.3(c);

IT IS HEREBY ORDERED that

ALAN C. THOMAS
Fischer Porter Thomas & Reinfeld, P.C.
180 Sylvan Avenue, Second Floor
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is admitted to practice *pro hac vice* as counsel for Defendants Beckenham Trading Company, Inc. and Andrew Krieger in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF

password at nysd.uscourts.gov. Counsel shall forward the required \$25 *pro hac vice* fee to the Clerk of the Court.

Dated: _____, 2008
New York, New York

Hon. Gerard E. Lynch, U.S.D.J.